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Attorney for:
MIGUEL MAGANA MARTINEZ

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

MIGUEL MAGANA MARTINEZ,

Defendants.

Case No. 5:23-MJ-00021 CDB

STIPULATION AND ORDER TO
CONTINUE ARRAIGNMENT AND PLEA
OR PRELIMINARY HEARING

TO: THE CLERK OF THE UNITED STATES DISTRICT COURT, HONORABLE BARBARA
MCAULIFFE AND JOSEPH BARTON, ASSISTANT UNITED STATES ATTORNEY:

COMES NOW Defendant, MIGUEL MAGANA MARTINEZ, through his attorney of
record, DAVID A. TORRES, hereby requests that the Arraignment & Plea re: Indictment or
Preliminary Hearing currently set for Friday, September 22, 2023, be continued to Monday,
September 25, 2023.

Counsel for Mr. Magana Martinez is scheduled to attend the swearing-in of his son-in-
law, Brandon Stallings as California State Bar President on Friday, September 22, 2023, in Los
Angeles, California. Counsel met with Mr. Magana Martinez today, September 20, 2023, via
Zoom, Mr. Magana Martinez has no objection to the continuance.

The parties now agree to continue the preliminary hearing until September 25, 2023. The
parties agree that good cause exists for the extension because the extension is required to allow
the defense reasonable time for preparation and to ensure continuity of counsel. The parties also

1 agree that the interests of justice served by granting this continuance outweigh the best interests
2 of the public and the defendant in a speedy trial. Finally, the parties agree that the period from
3 September 22, 2023, through September 25, 2023, should be excluded. Fed. R. Crim. P. 5.1(d);
4 18 U.S.C. §3161(h)(7)(A) and (h)(7)(B)(iv).

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6 **IT IS SO STIPULATED.**

7 DATED: September 20, 2023

Respectfully Submitted,

8 /s/ David A Torres
9 DAVID A. TORRES
Attorney for Defendant
Miguel Magana Martinez

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11 DATED: September 20, 2023

12 /s/Joseph Barton
13 JOSEPH BARTON
Assistant U.S. Attorney

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15 **ORDER**

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17 **IT IS SO ORDERED** that the Arraignment & Plea re: Indictment or Preliminary Hearing
18 currently set for Friday, September 22, 2023. be continued to **Monday, September 25, 2023, at**
19 **2:00 p.m. before Magistrate Judge Barbara A. McAuliffe.**

20 IT IS SO ORDERED.

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22 Dated: September 20, 2023

23 /s/ Barbara A. McAuliffe
24 UNITED STATES MAGISTRATE JUDGE
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